

1646
CASE D0039 NP**CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Stephen C. D'Amico
Type or print name

Signature

February 25, 2003
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1646

FEDER ET AL.

Examiner: ULM, JOHN D

APPLICATION NO: 09/966,459

FILED: SEPTEMBER 26, 2001

FOR: A NOVEL HUMAN G-PROTEIN COUPLED RECEPTOR,
HGPRBMY4, EXPRESSED HIGHLY IN PROSTATE, COLON, AND
LUNG

Assistant Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In reply to the Office Action dated February 3, 2003, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the invention of Group XII drawn to a receptor activation assay. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. Applicants response is timely and no extensions are necessary.

If any fee is due in connection herewith, please charge such fee to Deposit Account No. 19-3880 of the undersigned. Furthermore, if any extension of time not already accounted for is required, such extension is hereby petitioned for, and it is requested that any fee due for said extension be charged to the above-stated Deposit Account.

Respectfully submitted,

Bristol-Myers Squibb Company
Patent Department
P.O. Box 4000
Princeton, NJ 08543-4000
(609) 252-5289
Date: February 25, 2003

Stephen C. D'Amico
Attorney for Applicants
Reg. No. 46,652



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PRELIMINARY AMENDMENT

Sir:

Kindly enter the following amendments to the above captioned application.

In the Specification:

Please amend the specification as follows:

On page 28, replace paragraph [0104] with the following paragraph:

B' [0104] In preferred embodiments, the present invention encompasses a polynucleotide lacking the initiation start codon, in addition to, the resulting encoded polypeptide of HGPRBMY4. Specifically, the present invention encompasses the polynucleotide corresponding to nucleotides 4 through 954 of SEQ ID NO:1, and the polypeptide corresponding to amino acids 2 through 318 of SEQ ID NO:2. Also encompassed are recombinant vectors comprising said encoding sequence, and host cells comprising said vector.

On page 55, replace paragraph [0188] with the following paragraph:

#10B/PL
03.18.03

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